

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE DEPARTMENT OF HUMAN SERVICES

In the Matter of the Revocation of the
License of Lori Schiller to Provide Day
Care

PREHEARING ORDER

A Hearing was scheduled to be held in this matter on August 30, 2007, at the Watonwan County Human Services Offices. LaMar Piper, Watonwan County Attorney 710 Second Avenue S., St. James, Minnesota 56801, appeared on behalf of the Department of Human Services. Tracy Eichorn-Hicks, 1660 South Highway 100, Suite 500, St. Louis Park, Minnesota, 55416, appeared on behalf of Respondent.

On the day of the scheduled hearing, a tentative settlement agreement was reached and the hearing was cancelled at the request of the parties. Ultimately, that settlement was not approved by the Department. Several attempts since then have been made to reset a date for the hearing. Each time, a representation is made to the ALJ that settlement is imminent. Despite these representations, no settlement agreement has, to the knowledge of the ALJ, has been signed. Therefore,

IT IS HEREBY ORDERED:

1. A prehearing conference by telephone is scheduled for December 27, 2007, at 9:00 a.m. The ALJ will initiate the phone call and will call the following numbers:

Tracy Eichorn-Hicks – (952) 921-7250

LaMar Piper – (507) 375-3373.

2. At the prehearing conference, the parties shall be prepared to set a date certain for hearing or provide evidence of an approved settlement in writing prior to the prehearing conference.

3. Failure to appear at the hearing or prehearing conference will result in the allegations of the Notice of and Order for Hearing, including the order incorporated therewith, being taken as true. This means that the action being appealed will be upheld.

Dated: December 19, 2007

s/Raymond R. Krause
RAYMOND R. KRAUSE
Chief Administrative Law Judge

cc: Docket Coordinator